

A1  
Sul  
B1

1. (Amended) A pavement treating composition comprising a quantity of bituminous pavement rejuvenator consisting essentially of a coal tar derivative containing a mixture of di-, tri- and tetracyclic aromatic compounds and their alkyl homologs containing lower alkyl groups together with a significant amount of phenolic and hydroxy derivatives, said mixture having a specific gravity at 25/25° C of at least 1.08, a maximum Brookfield viscosity at 25° C of 30 cps, and an initial boiling point of at least 180° C and a continuous boiling range to at least 300° C, with 70-40 % by volume of the material remaining as residue at 300° C, in admixture with a quantity of a blackening agent, wherein the composition contains about 77-99 weight % bituminous pavement rejuvenator.

2. (Amended) The composition according to claim 1 wherein said blackening agent is one or more of the compositions selected from the group consisting of soft coal tar pitch, aromatic cracked petroleum residue, pavement dressing conditioner comprising said bituminous pavement rejuvenator and tar, [aliphatic amine, aliphatic fatty acid amine,] elemental carbon, lampblack[, silicone] and aromatic cracked petroleum residue.

A2  
54. (Amended) The composition according to claim 1  
consisting essentially of: 80.0-98.0 % of said bituminous  
pavement rejuvenator, 2.0-20.0 % pavement dressing conditioner  
comprising bituminous pavement rejuvenator and tar[,] and 0.001-  
5 0.05 % silicone.

A3  
78. (Amended) The composition according to claim 1  
consisting essentially of: 77.0-98.0 % of said bituminous  
pavement rejuvenator, 2.0-20.0 % pavement dressing conditioner  
comprising said bituminous pavement rejuvenator and tar, 0.05-3.0  
5 % amine, and 0.001-0.05 % silicone.

A4  
S4  
B2  
5 9. (Amended) A method for blackening pavement,  
comprising:

admixing a blackening agent into a composition  
containing a bituminous pavement rejuvenator; and  
applying the resulting admixture to the pavement to be  
treated, wherein the admixture contains about 77-99 weight % of  
said bituminous pavement rejuvenator.

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9. (Amended) The method according to claim 8 wherein  
said blackening agent is at least one agent selected from the  
group consisting of soft coal tar pitch, aromatic cracked

A4  
petroleum residue, pavement dressing conditioner, [aliphatic  
5 amine, aliphatic fatty acid amine,] elemental carbon, lampblack[,  
silicone] and aromatic cracked petroleum residue.

A5  
-113 The composition according to claim 2 further  
comprising an additive selected from the group consisting of  
aliphatic amine, aliphatic fatty acid amine and silicone.

12. The method according to claim 9 wherein said step  
of admixing a blackening agent into a composition containing a  
bituminous pavement rejuvenator further comprises admixing an  
additive into said composition wherein said additive is selected  
5 from the group consisting of aliphatic amine, aliphatic fatty  
acid amine and silicone. f

#### REMARKS

Claims 2, 4, 6 and 9 stand rejected under 35 U.S.C.  
§112, second paragraph, for asserted indefiniteness of the terms  
"blackening agent" and "pavement dressing conditioner". Claims  
2 and 4 have been amended to recite only those blackening agents  
which are conventionally black. New claims 11 and 12 specify  
that an additive selected from the group consisting of aliphatic  
amine, aliphatic fatty acid amine and silicone are admixed into